

MARK J. BENNETT 2672
Attorney General of Hawaii

HERBERT B.K. LAU 2591
Deputy Attorney General
Department of the Attorney General
State of Hawaii
425 Queen Street
Honolulu, Hawaii 96813
Tel. No. 586-1450

2007 APR 19 AM 10:02

HAWAII LABOR
RELATIONS BOARD

Attorneys for the DEPARTMENT OF
LABOR AND INDUSTRIAL RELATIONS

HAWAII LABOR RELATIONS BOARD

STATE OF HAWAII

In the matter of)	CASE NO. OSAB 2007-7
)	(Report No. 310388004)
DIRECTOR, DEPARTMENT OF)	
LABOR AND INDUSTRIAL)	
RELATIONS,)	STIPULATION TO WITHDRAW
Complainant,)	CITATION AND NOTIFICATION
)	PENALTY ISSUED ON JANUARY
vs.)	24, 2007 and ORDER
)	
TORYS ROOFING & WATERPROOFING,)	
INC.,)	
Respondent.)	
)	

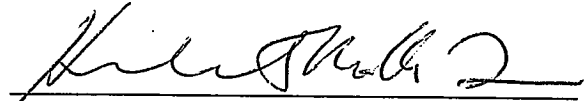
STIPULATION TO WITHDRAW CITATION AND NOTIFICATION
OF PENALTY ISSUED ON JANUARY 24, 2007

Complainant DIRECTOR of the DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS ("Director") and TORYS ROOFING &
WATERPROOFING, INC., by and through their respective
representatives, hereby agree to the following:

- a. the Director shall withdraw the Citation and Notification of Penalty issued on January 24, 2007, inspection no. 310388004, and its corresponding proposed penalty of \$1,575.00; and
- b. the Respondent agrees that within two (2) weeks of the filing of the instant stipulation it shall request services from the Hawaii State Occupational Safety and Health Consultation Branch to review, and if necessary, amend the Respondent's Company Safety Program regarding the use of personal protective equipment when using pneumatic nail guns and the inspection of personal fall arrest systems. Any amendment to the Respondent's written safety program pursuant to the consultation service shall be done within two (2) weeks of the consultation service's completion. The consultation service shall also address any and all issues pertaining to the implementation and practice of the above matters.

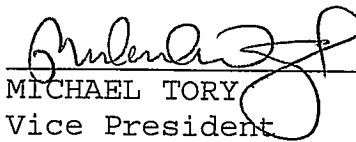
By the terms of the instant stipulation, there are no issues to raise on appeal and this Board shall dismiss the instant proceeding.

DATED: Honolulu, Hawaii, April 19, 2007



HERBERT B.K. LAU
Deputy Attorney General

Attorney for Complainant
DIRECTOR, DEPARTMENT OF LABOR
AND INDUSTRIAL RELATIONS



MICHAEL TORY
Vice President

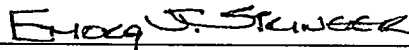
Torys Roofing &
Waterproofing, Inc.

APPROVED AND SO ORDERED BY
HAWAII LABOR RELATIONS BOARD:

ORDER NO. 242



BRIAN K. NAKAMURA, Chairman



EMORY J. SPRINGER, Member



SARAH R. HIRAKAMI, Member